

Docket No.: 42390P7920

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

ERIK C. COTA-ROBLES, ET AL.

Application No.: 09/541,444

Filed: March 31, 2000

For: Real-Time Scheduling of Virtual Machines

Art Group: 2763

Examiner: Unassigned

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Technology Center 2100

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure, enclosed is a copy of Information Disclosure Statement by Applicant (form PTO/SB/08), which is being submitted before the mailing of a final Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

It is hereby stated that no item of information contained in the Information Disclosure Statement was cited in a patent office in a counterpart application, and, to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual associated with the filing or prosecution of the subject application more than three months prior to the filing of the Information Disclosure Statement.

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The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

Applicant has concurrently submitted an electronic Information Disclosure Statement (IDS) for the above-referenced patent application. In the concurrently filed electronic IDS submission, it was requested that any requisite fees be debited from Deposit Account 02-2666. Applicant respectfully requests that only one fee be debited for these concurrently filed IDS submissions if such fees are required.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

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Date: June 29, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Susan Mc Earland

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information Act of 1995. Substitute for form 1449A/PTO Complete if Known INFORMATION DISCLOSURE **Application Number** 09/541,444 STATEMENT BY APPLICANT April 14, 2000 (Use as many sheets as necessary) **Filing Date** Cota-Robles, Eril RFCFIVF **First Named Inventor** 2126 **Group Art Unit** JUL 0 7 2004 Opie, George **Examiner Name** JUL TRADEMA Technology Center 2100 Attorney Docket No: 42P07920 Sheet 1 of 2

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